

MAY. 26. 2006 12:08PM

NO. 5307 P. 1

BLAKE, CASSELS & GRAYDON LLP

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MAY 26 2006

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NUMBER OF PAGES INCLUDING COVER PAGE: 4

DATE: May 26, 2006

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TELEPHONE:

United States Patent & Trademark Office

(571) 273-8300

FROM: Santosh K. Chari

BUSINESS PHONE:

416.863.3166

SECRETARY EXT.:

416.863.2645

MESSAGE:

RE: US Application No. 09/933,125

Attached please find the following:

1. Transmittal Form (PTO/SB/21)
2. Statement Claiming Small Entity Status

ORIGINALS SENT BY: (check one) ☐ MAIL ☐ TDX ☐ NOT SENT ☐ _____
(please specify)

ANY PROBLEMS? Please contact your Fax Operator or the Blakes Fax Operator at: 416.863.5842

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FILE REFERENCE: 00067715/00049

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NO. 5307 P. 2

MAY 26 2006

Doc Code:




PTO/SS/21 (08-04)


Approved for use through 07/31/2006, OMB 0551-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/933,125
	Filing Date	August 21, 2001
	First Named Inventor	Josef DANIEL-IVAD
	Art Unit	1746
	Examiner Name	Jonathan S. Crepeau
Total Number of Pages in This Submission		Attorney Docket Number 67715/00005

ENCLOSURES (Check all that apply)																		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Small Entity Declaration																
Remarks																		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT <table border="1" style="width: 100%;"> <tr> <td>Firm Name</td> <td colspan="3">Blake, Cassels & Graydon LLP</td> </tr> <tr> <td>Signature</td> <td colspan="3"></td> </tr> <tr> <td>Printed name</td> <td colspan="3">Santosh K. Chari</td> </tr> <tr> <td>Date</td> <td>MAY 26/06</td> <td>Reg. No.</td> <td>41,477</td> </tr> </table>			Firm Name	Blake, Cassels & Graydon LLP			Signature				Printed name	Santosh K. Chari			Date	MAY 26/06	Reg. No.	41,477
Firm Name	Blake, Cassels & Graydon LLP																	
Signature																		
Printed name	Santosh K. Chari																	
Date	MAY 26/06	Reg. No.	41,477															

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Sandy Barbieri	Date	MAY 26/06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Appl. No.: 09/933,123
Applicant: DANIEL-IVAD, Josef, et al.
Filed: August 21, 2001
Title: Method Of Manufacture Of An Anode Composition For Use In A Rechargeable Electrochemical Cell
Docket No.: 67715/00005

**U.S. Patent & Trademark Office
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 C.F.R. 1.27(a)(2) - SMALL BUSINESS CONCERN**

Sir:

I hereby state that I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN: ECOSOL SOLAR TECHNOLOGIES INC.

**ADDRESS OF SMALL BUSINESS CONCERN: 7 Hinton Avenue North
Ottawa, Ontario, K1Y 4P1
Canada**

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. Part 121, for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis, during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in the accompanying application, identified above.

21496004.1

- 2 -

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities and that no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor if that person made the invention, or by any concern which would not qualify as a small business concern under, or a nonprofit organization.

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.
☐ each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern, or organization having rights to the invention stating their status as small entities.

I acknowledge that a new determination of entitlement to small entity status is needed when maintenance fees are due. (37 C.F.R. 1.27(g)(1))

I acknowledge the duty to file, in this application or patent, the requirement for notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.

FRAUD ATTEMPTED OR PRACTICED ON THE OFFICE

I acknowledge that:

- (1) Any attempt to fraudulently establish status as a small entity, or pay fees as a small entity, shall be considered as a fraud practiced or attempted on the Office. (37 C.F.R. 1.27(b(1))).
- (2) Improperly, and with intent to deceive, establishing status as a small entity, or paying fees as a small entity, shall be considered as a fraud practiced or attempted on the Office. (37 C.F.R. 1.27(b(2))).

NAME OF PERSON SIGNING:

Andrew Kular

TITLE IN ORGANIZATION OF PERSON SIGNING:

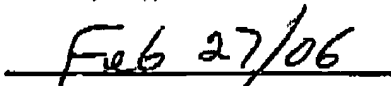
Chief Executive Officer

ADDRESS OF PERSON SIGNING:

7 Hinton Avenue North
Ottawa, ON K1Y 4P1
Canada



SIGNATURE



DATE

21496004.1